

AP3 Rec'd PCT/PTO 22 FEB 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Confirmation No.: 6308

GHADIMINEJAD, I.

Atty. Ref.: 47-150

Serial No. 09/868,778

TC/A.U.: Unassigned

Filed: June 21, 2001

Examiner: Unassigned

For: NEPHRONIN: A SERIES OF COMPOUNDS FOR TREATMENT OF
INFECTIOUS DISEASES AND CANCER

* * * * *

February 22, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

STATUS INQUIRY

A Request for Reinstatement of Application to Pending Condition was filed on July 11, 2005 (copy attached). However, since then Applicant has not received any communication from the Patent Office regarding reinstatement of the above-identified application to pending condition. Inquiry is made as to when a Notice will be forthcoming.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: _____

Leonard C. Mitchard
Reg. No. 29,009

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Arlington, VA 22203-1808
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Facsimile: (703) 816-4100



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

GHADIMINEJAD, I.

Atty. Ref.: 47-150; Confirmation No. 6308

Appl. No. 09/868,778

Group:

Filed: June 21, 2001

Examiner:

For: NEPHRONIN: A SERIES OF COMPOUNDS FOR TREATMENT OF INFECTIOUS DISEASES AND CANCER

* * * * *

July 11, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST FOR REINSTATEMENT OF APPLICATION TO PENDING CONDITION

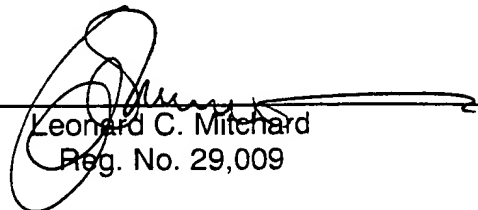
In the Notice of Abandonment mailed July 5, 2005 (copy attached), the reason for abandonment is stated to be that: "Applicant has failed to respond to the Notification of Missing Requirements (Form PCT/DO/EO/905) mailed 10/25/2001 within the time period set therein". In response, a reply to the Notification of Missing Requirements was filed on November 28, 2001, together with the executed Declaration (copies attached), as evidenced by the attached copy of the post card receipt filed on November 28, 2001.

Reinstatement of the present case to pending condition is respectfully requested.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: _____


Leonard C. Mitchard
Reg. No. 29,009

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1100 North Glebe Road, 8th Floor
Arlington, VA 22201-4714
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Facsimile: (703) 816-4100



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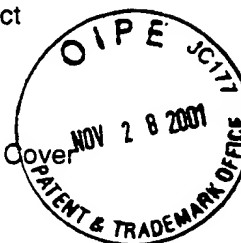
Serial No.: 09/868,778
Inventor/s: GHADIMINEJAD, I.
Title: NEPHRONIN: A SERIES OF COMPOUNDS FOR
TREATMENT OF INFECTIOUS DISEASES AND
CANCER

C#/M#: 47-150

Atty: Leonard C. Mitchard

Date: November 28, 2001

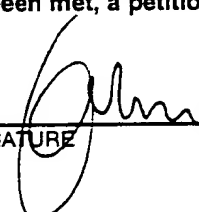
Amendment
Pages Specification, Claims & Abstract
Claims
Sheets of Drawings
x Declaration (1 Pages)
Assignment (Pages) Including Cover
\$ Fee (Check) - Pre-Bill
\$40.00 Fee (Check) - Non Pre-Bill



\$40.00 = Total Fee Enclosed

**Other: Form PTO-1490; Notice to File Missing
Requirements**

FORM PTO-1390 (REV 11-2000)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER 47-150
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) 09/868,778
IN NATIONAL APPLICATION NO. PCT/AU99/01157	INTERNATIONAL FILING DATE 21 December 1999	PRIORITY DATE CLAIMED 21 December 1998
TITLE OF INVENTION NEPHRONIN: A SERIES OF COMPOUNDS FOR TREATMENT OF INFECTIOUS DISEASES AND CANCER		
APPLICANT(S) FOR DO/EO/US <p style="text-align: center;">GHADIMINEJAD, I.</p>		
<p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> 1. <input type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input type="checkbox"/> The U.S. has been elected by the expiration of 19 months from the priority date (Article 31). 5. A copy of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> A English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). <p>Items 11 To 20 below concern document(s) or information included:</p> <ol style="list-style-type: none"> 11. <input type="checkbox"/> An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included. 13. <input type="checkbox"/> A FIRST preliminary amendment. 14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A change of power of attorney and/or address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825. 18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input type="checkbox"/> Other items or information. 		

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) 09/868,778		INTERNATIONAL APPLICATION NO. PCT/AU99/01157		ATTORNEY'S DOCKET NUMBER 47-150	
21. <input checked="" type="checkbox"/> The following fees are submitted:				CALCULATIONS PTO USE ONLY	
BASIC NATIONAL FEE (37 C.F.R. 1.492(a)(1)-(5)): - Neither international preliminary examination fee (37 C.F.R. 1.482) nor international search fee (37 C.F.R. 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO\$1040.00 -- International preliminary examination fee (37 C.F.R. 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO.....\$890.00 -- International preliminary examination fee (37 C.F.R. 1.482) not paid to USPTO but international search fee (37 C.F.R. 1.445(a)(2)) paid to USPTO.....\$740.00 -- International preliminary examination fee (37 C.F.R. 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4).....\$710.00 -- International preliminary examination fee (37 C.F.R. 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4).....\$100.00 ENTER APPROPRIATE BASIC FEE AMOUNT =				\$ 40.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(e)).				\$ 0.00	
CLAIMS		NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims		20	-20 =	0	X \$18.00
Independent Claims		3	-3 =	0	X \$84.00
MULTIPLE DEPENDENT CLAIMS(S) (if applicable)				\$280.00	\$ 0.00
TOTAL OF ABOVE CALCULATIONS =					\$ 40.00
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.					0.00
SUBTOTAL =					\$ 40.00
Processing fee of \$130.00, for furnishing the English Translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(f)).					0.00
TOTAL NATIONAL FEE =					\$ 40.00
Fee for recording the enclosed assignment (37 C.F.R. 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 per property					0.00
Fee for Petition to Revive Unintentionally Abandoned Application (\$1280.00 - Small Entity = \$640.00)					0.00
TOTAL FEES ENCLOSED =					\$ 40.00
Amount to be:					
refunded					\$
Charged					\$
a. <input checked="" type="checkbox"/> A check in the amount of \$40.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. 14-1140 in the amount of \$_____ to cover the above fees. A duplicate copy of this form is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>14-1140</u> . A <u>duplicate</u> copy of this form is enclosed. d. <input checked="" type="checkbox"/> The entire content of the foreign application(s), referred to in this application is/are hereby incorporated by reference in this application.					
NOTE: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO: NIXON & VANDERHYE P.C. 1100 North Glebe Road, 8 th Floor Arlington, Virginia 22201-4714 Telephone: (703) 816-4000					
 SIGNATURE					COPY
Leonard C. Mitchard NAME					
29,009 REGISTRATION NUMBER					November 28, 2001 Date



<input type="checkbox"/>		
U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.

09/868,778

I. Ghadiminejad

47-150

INTERNATIONAL APPLICATION NO.

PCT/AU99/01157

I.A. FILING DATE

PRIORITY DATE

12/21/1999

12/21/1998

Leonard C. Mitchard
Nixon & vanderhye
1100 North Glebe Road, 8th floor
Arlington, VA 22201-4714

CONFIRMATION NO. 6308

371 FORMALITIES LETTER



OC000000006969735

Date Mailed: 10/25/2001

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

DOCKETED

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of the International Application
- Copy of the International Search Report
- Preliminary Amendments
- Request for Immediate Examination

CLT/MATTER # 47-150
MAIL DATE 10-25-01
DUE DATE Dec 25, 2001
FINAL DEADLINE May 25, 2002
DOCKETED BY plc/mfb

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

KAREN R MCLEAN

Telephone: (703) 308-9117

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/868,778	PCT/AU99/01157	47-150